



OFFICE *of the* ATTORNEY GENERAL  
GREG ABBOTT

March 14, 2003

Mr. Michael E. Fouts  
District Attorney  
39<sup>th</sup> Judicial District  
P.O. Box 193  
Haskell, Texas 79521

OR2003-1733

Re: Request for information regarding the incident of December 6, 2002 involving excessive use of force by a Stonewall County Deputy Sheriff

Dear Mr. Fouts:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 180581.

After reviewing your arguments and the submitted information, we have determined that your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim that the requested information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the submitted information and have determined that in accordance with section 552.108(a)(1) you may withhold the requested information. However, you must release the basic information.

For more information on the cited exception, as well as information on the rights and obligations of governmental bodies and requestors, please refer to open government information contained on the Office of the Attorney General website at [www.oag.state.tx.us](http://www.oag.state.tx.us). You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

cc: Mr. Cade W. Browning  
Beard Law Firm  
P.O. Box 1401  
Abilene, Texas 79604-1401  
(w/o enclosures)